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6 Attorneys for Defendant,
COUNTY OF LOS ANGELES

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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
10

11 **SHELDON LOCKETT**

12 *Plaintiff*

13 vs.

14 **COUNTY OF LOS ANGELES**, a
15 public entity; **LOS ANGELES**
16 **COUNTY SHERIFF'S**
DEPARTMENT; a law enforcement
17 agency; former SHERIFF JIM
MCDONNELL; MIZRAIN ORREGO,
18 a Deputy Los Angeles County Sheriff;
SAMUEL ALDAMA, a Deputy Los
19 Angeles County Sheriff; and DOES 1
through 100, inclusive,

20 *Defendants.*
21

CASE NO.: 2:18-cv-5838-PJW

DECLARATION OF JACK F.
ALTURA IN SUPPORT OF
DEFENDANT COUNTY OF LOS
ANGELES' *EX PARTE*
APPLICATION FOR A
PROTECTIVE ORDER
FORBIDDING INQUIRY INTO
NON-DEFENDANT DEPUTY
BENZOR'S BODY MARKINGS

22 **DECLARATION OF JACK F. ALTURA**

23 I, Jack F. Altura, declare as follows:

- 24 1. I am an attorney licensed to practice law in the State of California and before
25 this Court. I am an attorney at the law firm of Ivie, McNeill & Wyatt,
26 counsel of record for Defendant County of Los Angeles.
- 27 2. I make the following declaration based upon my personal knowledge and if
28 asked to testify I could and would testify to the following facts.

- 1 3. On February 21, 2020, I sent a letter to Plaintiff's counsel requesting a meet
2 and confer about a protective order forbidding inquiry into Deputy Benzor's
3 body markings.
- 4 4. Plaintiff has noticed Deputy Benzor's deposition for March 2, 2020.
- 5 5. On February 24, 2020, Plaintiff informed me that they would not stipulate to
6 a protective order forbidding inquiry into Deputy Benzor's body markings.
- 7 6. On February 26, 2020 at approximately 10 a.m., I emailed John E. Sweeney,
8 Steven C. Glickman, and Laura Tagmazian, counsel for Plaintiff, giving
9 them notice of COLA's intent to apply *ex parte* on February 26, 2020 for a
10 protective order forbidding inquiry into Deputy Benzor's body markings, or
11 in the alternative, ordering Deputy Benzor's deposition be sealed and opened
12 only on court order. My letter informed Plaintiff's counsel that COLA would
13 apply *ex parte* on the ground that Deputy Benzor's privacy rights outweighs
14 Plaintiff's need for discovery. I also informed Plaintiff's counsel that any
15 opposition to an *ex parte* must be filed within 24 hours of receiving notice.
- 16 7. On February 26, 2020, at approximately 10:05 a.m., I spoke with Leticia
17 Shirley, Mr. Sweeney's assistant, over the telephone and gave Ms. Shirley
18 the same information contained in paragraph 6. Ms. Shirley told me that she
19 would accept *ex parte* notice.
- 20 8. Mr. Sweeney informed me that he would oppose the *ex parte* application.
- 21 9. Attached as Exhibit A is a true and correct copy of Plaintiff's responses to
22 Los Angeles County Sheriff Department's Interrogatories (set three) in
23 which Plaintiff defines the terms "clique" and "gangs."

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1 I execute this declaration under penalty of perjury under the laws of the State
2 of California that the foregoing is true and correct. Executed on February 26, 2020
3 at Los Angeles, California

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5 /s/ Jack F. Altura
6 Jack F. Altura
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